

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CLUB TEXTING, INC., on behalf of itself and all  
others similarly situated,

Plaintiff,

v.

CELLCO PARTNERSHIP d/b/a/ VERIZON  
WIRELESS, AT&T MOBILITY LLC, SPRINT  
NEXTEL CORPORATION, T-MOBILE USA,  
INC., U.S. CELLULAR CORPORATION, CTIA –  
THE WIRELESS ASSOCIATION, CLEARSKY  
MOBILE MEDIA, INC., ERICSSON IPX, MBLOX  
INCORPORATED, SYBASE, INC., SOUNDBITE  
COMMUNICATIONS, INC., SYNIVERSE  
TECHNOLOGIES, INC., UPOC NETWORKS,  
INC., VIBES MEDIA, 3CINTERACTIVE, L.L.C.,  
and WMC GLOBAL, INC.,

Defendants.

Case No. 12 CV 2656 (AJN)(MHD)

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**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE OF DEFENDANT  
CLEARSKY MOBILE MEDIA, INC. N/K/A CLEARSKY TECHNOLOGIES, INC.**

Plaintiff Club Texting, Inc., pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, hereby gives notice of the dismissal without prejudice of defendant ClearSky Mobile Media, Inc., n/k/a ClearSky Technologies, Inc. from the above-captioned action, the parties to bear their own fees and costs.

Dated: May 29, 2012

Respectfully submitted,

SO ORDERED: 6/1/12  
\_\_\_\_\_  
ALISON V. NATHAN  
SOUTHERN DISTRICT JUDGE

KAPLAN FOX & KILSHEIMER LLP

By: Gregory K. Arenson  
Robert N. Kaplan  
Richard J. Kilsheimer  
Gregory K. Arenson  
Elana Katcher  
850 Third Avenue  
14th Floor  
New York, NY 10022  
Telephone: (212) 687-1980  
Facsimile: (212) 687-7714  
Emails: rkaplan@kaplanfox.com  
garenson@kaplanfox.com  
rkilsheimer@kaplanfox.com  
ekatcher@kaplanfox.com

Counsel for Plaintiff Club Texting, Inc.

**CERTIFICATE OF SERVICE**

I, Elana Katcher, declare that, on May 29, 2012, I caused a true and correct copy of the foregoing Notice of Voluntary Dismissal Without Prejudice of Defendant Clearsky Mobile Media, Inc. n/k/a Clearsky Technologies, Inc. to be delivered to all counsel of record via the Court's ECF system.

*/s/ Elana Katcher*

Elana Katcher